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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/728,334	12/04/2003	Hiroyuki Sumi	AD6932/USNA	7389
23906 7590 05/11/2009 E I DU PONT DE NEMOURS AND COMPANY LEGAL PATENT RECORDS CENTER BARLEY MILL PLAZA 25/1122B 4417 LANCASTER PIKE WILMINGTON, DE 19805				
EXAMINER SASTRI, SATYA B				
ART UNIT 1796		PAPER NUMBER		
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Please find below and/or attached an Office communication concerning this application or proceeding.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte HIROYUKI SUMI,
AND TOSHIKAZU KOBAYASHI

Application 10/728,334
Technology Center 1796

Mailed: May 8, 2009

Before DELORES LOWE, *Review Team Paralegal*
LOWE, *Review Team Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL

This application was received electronically at the Board of Patent Appeals and Interferences on June 10, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

On July 30, 2007, appellants filed an Appeal Brief. A review of the file reveals that claim 13 in the appendix of the Appeal Brief is not consistent as amended in the Amendment filed on May 4, 2006. The Appeal Brief Appendix of Claims (claim 13, page 15 of the appendix, line 3 reads: “poly(propylene terephthalate) (PPT), . . .” However, the Amendment dated May 4, 2006 (claim 13, page 4, lines 3-4) reads: “poly(propylene terephthalate) (PET), . . .” Appropriate correction required.

Accordingly, it is

ORDERED that the application is returned to the Examiner for:

- 1) correction of the Appendix; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

/DAL/

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